

PTO/SB/21 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

| | | | |
|---|----------------------|-------------------------|----------|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | Application Number | 10/761,636 | |
| | Filing Date | January 21, 2006 | |
| | First Named Inventor | Bernard F. Bishop | |
| | Art Unit | 1623 | |
| | Examiner Name | Traviss C. McIntosh III | |
| Total Number of Pages in This Submission | 20 | Attorney Docket Number | PC22004B |

FAX RECEIVED

SEP 15 2006

OFFICE OF PETITIONS

| ENCLOSURES (Check all that apply) | | |
|--|---|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Request for Continued Examination References |
| Remarks | | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | |
|-------------------------|---------------------------|
| Firm or Individual name | Thomas A. Wootton, 35,004 |
| Signature | <i>Thomas A. Wootton</i> |
| Date | September 15, 2006 |

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

| | |
|-----------------------|---------------------------|
| Typed or printed name | Jennifer S. Naylor |
| Signature | <i>Jennifer S. Naylor</i> |
| Date | September 15, 2006 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PATENT/Docket No. PC22004B

Appl. No. 10/761,636

Filing Date: January 21, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit : 1623
Examiner : Traviss C. McIntosh III
Applicant(s) : Bernard Frank Bishop
Serial Number : 10/761,636
Filed : January 21, 2004
For : AVERMECTIN AND PRAZIQUANTEL COMBINATION THERAPY

FAX RECEIVED
SEP 15 2006
OFFICE OF PETITIONS

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO WITHDRAW APPLICATION FROM ISSUE UNDER 37 CFR § 1.313

Sir:

Applicant petitions to withdraw the above-referenced patent application from issue, under the exception provided for in 37 CFR § 1.313(c)(2). Subsequent to the payment of the issue fee on August 7, 2006, Applicant received a communication from a foreign examining authority citing additional prior art resulting from the foreign examination. Applicant would like to file a request for continued examination in compliance with § 1.114, in order to have this art considered. Continued examination cannot take place unless the application is withdrawn from issue. Attached is a Petition Fee Transmittal under 37 CFR § 1.17(h) authorizing the payment of the \$130.00 petition fee.

It is respectfully requested that the Commissioner grant this petition to withdraw the application prior to the date of issue.

Respectfully submitted,



Thomas A. Wootton, Attorney
Registration No. 35,004

Date: 15 September 2006

Pharmacia & Upjohn Company
7000 Portage Road
Kalamazoo, Michigan 49001
Telephone No. (269) 833-7914 or (269) 833-9500
Telefax No. (269) 833-8897 or (269) 833-2316

FORM AMEND
Rev. 5/27/03